IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2000 OF 2006

J.P.D. Corporation .. Petitioner

Vs.

Registrar of Firms and Anr. .. Respondents

Mr.R.S.Shekhawat i/b Mr.L.M.Acharya for the petitioner

Mr.K.R.Belosey, Officiating G.P. for the respondent no.1

CORAM : J.N.PATEL &
S.C.DHARMADHIKARI, JJ.

DATED : 14TH FEBRUARY, 2007

P.C.:

1. Heard.

2. The petition can be disposed of at the stage of admission itself.

3. The petitioner has come to this court with a grievance that his application for change of registered address of the firm has been rejected by the Registrar of Firms without giving him an

opportunity of hearing.

4. On the other hand, the learned G.P.states that the impugned order itself shows that inspite of the firm being given a chance of personal hearing on two dates, none appeared and therefore, the impugned order came to be passed.

5. It is further submitted that in accordance with the rules and procedure, a penalty of Rs.60,740/- has been levied for the delay caused in seeking the proposed changes.

6. The learned G.P. after seeking instruction states that incase the petitioner wants to be heard in the matter, the Registrar of Firms will give him one more opportunity of being heard and re-consider the impugned order accordingly.

7. In view of the statement, the relief sought for by the petitioner does not survive. The petitioner firm may appear before the Registrar of Firms through one of his partner or authorised representative and get the date of hearing fixed by

prior appointment. On such date being fixed, the Registrar of Firms would hear the petitioner and take a decision in the matter within two weeks thereafter. The petition stands disposed of accordingly with no order as to costs.

(SHRI J.N. PATEL, J)

(SHRI S.C.DHARMADHIKARI, J)